

FILED
8/24/2020
THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURTUNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

JAVONTE T. WILLIAMS

CASE NUMBER: 20-CR-545

UNDER SEAL

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about August 10, 2020, in the Northern District of Illinois, Eastern Division, the defendant violated:

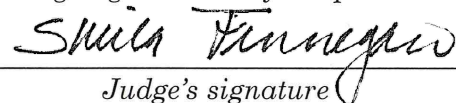
*Code Section*Title 18, United States Code, Section
922(g)(1)*Offense Description*

knowing that he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, a loaded Ruger .9mm semi-automatic handgun, bearing serial number 453-15934, which firearm had traveled in interstate commerce prior to defendant's possession of the firearm

This criminal complaint is based upon these facts:

☒ Continued on the attached sheet.
STEVE GOMEZSpecial Agent, Bureau of Alcohol, Tobacco,
Firearms & Explosives (ATF)

Pursuant to Fed. R. Crim. P. 4.1, this complaint is presented by reliable electronic means. The above-named agent provided a sworn statement attesting to the truth of the foregoing affidavit by telephone.

Date: August 24, 2020
Judge's signatureCity and state: Chicago, IllinoisSHEILA M. FINNEGAN, U.S. Magistrate Judge
Printed name and title

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

AFFIDAVIT

I, STEVE GOMEZ, being duly sworn, state as follows:

1. I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms & Explosives (ATF), and have been so employed for three years. My current responsibilities include the investigation of federal firearms offenses, including the unlawful possession of firearms and ammunition by convicted felons.

2. This affidavit is submitted in support of a criminal complaint alleging that JAVONTE T. WILLIAMS has violated Title 18, United States Code, Section 922(g)(1).

3. The facts set forth in this affidavit are based on my personal knowledge, my training and experience, and information provided to me by various law enforcement personnel and witnesses. Because this affidavit is being submitted for the limited purpose of establishing probable cause in support of a criminal complaint charging WILLIAMS with possession of a firearm by a convicted felon, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to believe that the defendant committed the offense alleged in the complaint.

I. FACTS SUPPORTING PROBABLE CAUSE

A. WILLIAMS's Possession of a Loaded Firearm

4. According to Chicago Police Department officers, on or about August 10, 2020, at approximately 5:00 a.m., CPD officers encountered WILLIAMS exiting the CBD Kratom store located at 28 East Randolph St. in Chicago, Illinois. WILLIAMS was carrying merchandise in his hands as he exited the store. CPD officers observed that, upon exiting the business, WILLIAMS fell to the ground and landed on broken glass from the storefront.

5. According to CPD officers, officers attempted to detain WILLIAMS for suspected looting but WILLIAMS ran and officers pursued WILLIAMS. As CPD officers chased WILLIAMS, a CPD officer observed a firearm fall from WILLIAMS' body. The officer recovered the firearm while another officer chased WILLIAMS and eventually arrested WILLIAMS. WILLIAMS's hand was bleeding and he was transported to a local hospital for treatment to his hand.

6. The firearm recovered was a black Ruger 9mm semi-automatic handgun bearing serial number 453-15934. There were seven rounds of ammunition in the magazine and one round in the chamber.

B. WILLIAMS's Criminal History

7. According to law enforcement criminal databases and my review of court records, on or about August 9, 2012, WILLIAMS entered a guilty plea and was convicted of possession of a firearm with a defaced serial number. WILLIAMS was sentenced to two years' probation.

8. According to my review of the following rules and statutes, I know that: Under 720 ILCS 5/24-5(B), the Class 3 felony of possession of a firearm with a defaced serial number is punishable by 2 to 5 years' imprisonment. At the time defendant pleaded guilty to the above offense, Illinois Supreme Court Rule 402 required judges, before accepting a defendant's plea of guilty, to address defendant personally in open court and to determine that he or she understood, among other things, the minimum and maximum sentence prescribed by law for the charge to which defendant intended to plead guilty.

C. Interstate Nexus

9. According to the report issued by ATF Special Agent Noah Williams, who is a certified interstate nexus expert for firearms and ammunition, the Ruger firearm described above was manufactured outside of the state of Illinois. Therefore, the firearm that WILLIAMS possessed traveled in interstate commerce prior to WILLIAMS's possession of the firearm.

II. CONCLUSION

10. For all the reasons described above, I respectfully submit that there is probable cause to believe that WILLIAMS, knowing that he had been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, a black Ruger 9mm semi-automatic handgun bearing serial number 453-15934 a firearm, which firearm had traveled in interstate commerce prior to the defendant's possession of the firearm, in violation of Title 18, United States Code, Section 922(g)(1).

FURTHER AFFIANT SAYETH NOT.



STEVE GOMEZ

Special Agent, Bureau of Alcohol, Tobacco,
Firearms & Explosives

SUBSCRIBED AND SWORN to telephonically on August 24, 2020.



Honorable SHEILA M. FINNEGAN
United States Magistrate Judge